

# MEMO ENDORSED

## GOTTLIEB & ASSOCIATES

ATTORNEYS

150 E. 18<sup>th</sup> St., Suite PHR • New York, NY 10003

Tel (212) 228-9795 • Fax (212) 982-6284

NYJG@aol.com

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June 27, 2022

**VIA ECF**

The Honorable Valerie E. Caproni  
United States District Judge  
United States District Court  
Southern District of New York  
Thurgood Marshall  
United States Courthouse  
40 Foley Square  
New York, NY 10007

*Re:* *Crumwell v. Bay Harbor Motors Corp.,*  
Case No.: 1:22-cv-1825

Dear Judge Caproni,

The undersigned represents Denise Crumwell, on behalf of herself and all other persons similarly situated (“Plaintiff”), in the above-referenced action against Bay Harbor Motors Corp., (“Defendant”). The undersigned respectfully requests that the Initial Conference scheduled for July 15, 2022, at 10:00 AM (Dkt. 6) be adjourned for 60 days because Counsel for the Defendant has not yet answered or appeared in this Action. Additionally, the undersigned respectfully requests Your Honor grant the Defendant an additional 45 days to respond to the Complaint until August 11, 2022, so that the Defendant has ample opportunity to appear and defend themselves in this Action. This request will grant ample time for the Defendant to retain counsel and for Defendant’s Counsel to appear and discuss a possible resolution with Plaintiff’s Counsel. This is the Plaintiff’s first request for an extension

We thank the Court for its time and attention in this matter.

Respectfully submitted,

**GOTTLIEB & ASSOCIATES**

/s/Michael A. LaBollita, Esq.

Michael A. LaBollita, Esq.

Application DENIED. The Initial Pre-Trial Conference currently scheduled for July 15, 2022, at 10:00 a.m. is hereby CANCELED. If Defendant does not move or answer by July 15, 2022, Plaintiff must apply for a certificate of default not later than **July 29, 2022**, and must move for default judgment not later than two weeks after the certificate of default is issued.

SO ORDERED.

  
6/27/22

HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE